



PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Appln. No. : 10/614,962  
Applicant : Vernon D. Karman et al.  
Filed : July 8, 2003  
Title : Surface Pasteurization  
Method  
TC/A.U. : 3721  
Examiner : Eugene Lee Kim  
Docket No. : 4767-00016

CERTIFICATE OF MAILING

I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 7th of June, 2004.

*Jo Ann Kuczynski* 6-7-04  
Jo Ann Kuczynski Date

ELECTION AND AMENDMENT

Commissioner of Patents  
P.O. Box 1450  
Arlington, VA 22313-1450

Sir:

Responsive to the Office Action Restriction Requirement mailed May 6, 2004, applicant elects Group II, claims 13-37, with traverse. This response is timely because June 6, 2004 falls on a Sunday.

Please amend the application as set forth below.

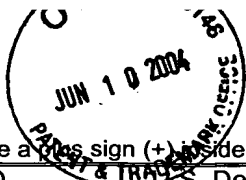
**Amendments to the Claims** are reflected in the listing of claims which begins on page 2 of this paper. Claims 1-12, 38-44 have been canceled. Claims 45-63 are newly added.

**Remarks/Arguments** begin on page 11 of this paper.



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<input checked="" type="checkbox"/> Applicant claims small entity status. See 37 CFR 1.27		Filing Date	<b>July 8, 2003</b>																																																																																																																																																																																																				
		First Named Inventor	<b>Vernon D. Karman et al.</b>																																																																																																																																																																																																				
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1. <input checked="" type="checkbox"/> The Commissioner is hereby authorized to charge indicated fees and credit any over payments to:  Deposit Account Number <b>01.2000</b> Account Name <b>Andrus, Scealess, Starke &amp; Sawall, LLP</b>  <input checked="" type="checkbox"/> Charge any additional fee required under 37 CFR 1.16 and 1.17  <input type="checkbox"/> The Commissioner is hereby authorized to charge the issue fee and any additional fees required under 37 C.F.R. 1.18 to the above Deposit Account.. A duplicate copy hereof is enclosed.		<table border="1" style="width:100%; border-collapse: collapse;"><thead><tr><th colspan="2">Large Entity</th><th colspan="2">Small Entity</th><th rowspan="2">Fee Description</th><th rowspan="2">Fee Paid</th></tr><tr><th>Fee Code</th><th>Fee (\$)</th><th>Fee Code</th><th>Fee (\$)</th></tr></thead><tbody><tr><td>1051</td><td>130</td><td>2051</td><td>65</td><td>Surcharge - late filing fee or oath</td><td></td></tr><tr><td>1052</td><td>50</td><td>2052</td><td>25</td><td>Surcharge - late provisional filing fee or cover sheet</td><td></td></tr><tr><td>1053</td><td>130</td><td>1053</td><td>130</td><td>Non-English specification</td><td></td></tr><tr><td>1812</td><td>2,520</td><td>1812</td><td>2,520</td><td>For filing a request for examination</td><td></td></tr><tr><td>1804</td><td>920</td><td>1804</td><td>920</td><td>Requesting publication of SIR prior to Examiner action</td><td></td></tr><tr><td>1805</td><td>1,840</td><td>1805</td><td>1,840</td><td>Requesting publication of SIR after Examiner action</td><td></td></tr><tr><td>1251</td><td>110</td><td>2251</td><td>55</td><td>Extension for response within first month</td><td></td></tr><tr><td>1252</td><td>420</td><td>2252</td><td>210</td><td>Extension for response within second month</td><td></td></tr><tr><td>1253</td><td>950</td><td>2253</td><td>475</td><td>Extension for response within third month</td><td></td></tr><tr><td>1254</td><td>1,480</td><td>2254</td><td>740</td><td>Extension for response within fourth month</td><td></td></tr><tr><td>1255</td><td>2010</td><td>2255</td><td>1005</td><td>Extension for response within fifth month</td><td></td></tr><tr><td>1401</td><td>330</td><td>2401</td><td>165</td><td>Notice of Appeal</td><td></td></tr><tr><td>1402</td><td>330</td><td>2402</td><td>165</td><td>Filing a brief in support of an appeal</td><td></td></tr><tr><td>1403</td><td>290</td><td>2403</td><td>145</td><td>Request for oral hearing</td><td></td></tr><tr><td>1451</td><td>1,510</td><td>1451</td><td>1,510</td><td>Petition to institute a public use proceeding</td><td></td></tr><tr><td>1452</td><td>110</td><td>2452</td><td>55</td><td>Petition to revive unavoidably abandoned application</td><td></td></tr><tr><td>1453</td><td>1,330</td><td>2453</td><td>665</td><td>Petition to revive unintentionally abandoned application</td><td></td></tr><tr><td>1501</td><td>1,330</td><td>2501</td><td>665</td><td>Utility issue fee (or reissue)</td><td></td></tr><tr><td>1502</td><td>480</td><td>2502</td><td>240</td><td>Design issue fee</td><td></td></tr><tr><td>1503</td><td>640</td><td>2503</td><td>320</td><td>Plant issue fee</td><td></td></tr><tr><td>1460</td><td>130</td><td>1460</td><td>130</td><td>Petitions to the Commissioner</td><td></td></tr><tr><td>1807</td><td>50</td><td>1807</td><td>50</td><td>Processing fee under 37 CFR 1.17(q)</td><td></td></tr><tr><td>1806</td><td>180</td><td>1806</td><td>180</td><td>Submission of Information Disclos. Stmt.</td><td></td></tr><tr><td>8021</td><td>40</td><td>8021</td><td>40</td><td>Recording each patent assignment per property (times number of properties)</td><td></td></tr><tr><td>1809</td><td>770</td><td>2809</td><td>385</td><td>Filing a submission after final rejection (37 CFR 1.29(a))</td><td></td></tr><tr><td>1810</td><td>770</td><td>2810</td><td>385</td><td>For each additional invention to be examined (37 CFR 1.129(b))</td><td></td></tr><tr><td>1801</td><td>770</td><td>2801</td><td>385</td><td>Request for continued Examination (RCE)</td><td></td></tr><tr><td>1802</td><td>900</td><td>1802</td><td>900</td><td>Request for expedited examination of a design application</td><td></td></tr><tr><td colspan="6">Other fee (specify) _____</td></tr><tr><td colspan="6" style="text-align: right;">* Reduced by Basic Filing Fee Paid</td></tr><tr><td colspan="6" style="text-align: right;">SUBTOTAL (3) _____</td></tr></tbody></table>		Large Entity		Small Entity		Fee Description	Fee Paid	Fee Code	Fee (\$)	Fee Code	Fee (\$)	1051	130	2051	65	Surcharge - late filing fee or oath		1052	50	2052	25	Surcharge - late provisional filing fee or cover sheet		1053	130	1053	130	Non-English specification		1812	2,520	1812	2,520	For filing a request for examination		1804	920	1804	920	Requesting publication of SIR prior to Examiner action		1805	1,840	1805	1,840	Requesting publication of SIR after Examiner action		1251	110	2251	55	Extension for response within first month		1252	420	2252	210	Extension for response within second month		1253	950	2253	475	Extension for response within third month		1254	1,480	2254	740	Extension for response within fourth month		1255	2010	2255	1005	Extension for response within fifth month		1401	330	2401	165	Notice of Appeal		1402	330	2402	165	Filing a brief in support of an appeal		1403	290	2403	145	Request for oral hearing		1451	1,510	1451	1,510	Petition to institute a public use proceeding		1452	110	2452	55	Petition to revive unavoidably abandoned application		1453	1,330	2453	665	Petition to revive unintentionally abandoned application		1501	1,330	2501	665	Utility issue fee (or reissue)		1502	480	2502	240	Design issue fee		1503	640	2503	320	Plant issue fee		1460	130	1460	130	Petitions to the Commissioner		1807	50	1807	50	Processing fee under 37 CFR 1.17(q)		1806	180	1806	180	Submission of Information Disclos. 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Name (Print/Type)	<b>Michael E. Taken</b>	Registration No.	<b>28,120</b>																																																																																																																																																																																																				
Signature	<i>Michael E. Taken</i>	Telephone	<b>(414) 271-7590</b>																																																																																																																																																																																																				
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0001/PTO Rev. 10/95	U.S. Department of Commerce Patent and Trademark Office	Application Number 10/614,962
		Filing Date July 8, 2003
		First Named Inventor Vernon D. Karman et al.
		Group Art Unit 3721
		Examiner Name Eugene Lee Kim
Total Number of pages in this Submission 10+		Attorney Docket Number 4767-00016

**TRANSMITTAL FORM**

(to be used for all correspondence after initial filing)

**ENCLOSURES** (check all that apply)

<input checked="" type="checkbox"/> Fee Transmittal Form <input checked="" type="checkbox"/> Fee Attached  <input checked="" type="checkbox"/> Amendment/Response <input type="checkbox"/> After final <input type="checkbox"/> Affidavits/declaration(s)  <input type="checkbox"/> Extension of Time Request  <input type="checkbox"/> Express Abandonment Request  <input type="checkbox"/> Information Disclosure Statement/PTO-1449  <input type="checkbox"/> Certified Copy of Priority Document(s)  <input type="checkbox"/> Response to Missing Parts/ <input type="checkbox"/> Incomplete Application  <input type="checkbox"/> Response to Missing Parts Under 37 1.52 or 1.53	<input type="checkbox"/> Drawing(s)  <input type="checkbox"/> Licensing-related Papers  <input type="checkbox"/> Petition  <input type="checkbox"/> Petition to Convert a Provisional Application  <input type="checkbox"/> Power of Attorney, Revocation, Change of Correspondence Address  <input type="checkbox"/> Terminal Disclaimer  <input type="checkbox"/> Request for Refund  <input type="checkbox"/> CD, Number of CD(s) _____	<input type="checkbox"/> After Allowance Communication To Technology Group  <input type="checkbox"/> Appeal Communication to Board Of Appeals and Interferences  <input type="checkbox"/> Appeal Communication to TC (Appeal Notice, Brief, Reply Brief)  <input type="checkbox"/> Proprietary Information  <input type="checkbox"/> Status Letter  <input checked="" type="checkbox"/> Other Enclosure(s) (please identify below)  <input checked="" type="checkbox"/> RETURN RECEIPT POSTCARD  <input type="checkbox"/> _____
<div style="border: 1px solid black; padding: 2px; display: inline-block;">Remarks</div>		

**SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT**

Firm Or Individual Name	Michael E. Taken (Reg. No. 28,120) ANDRUS, SCEALES, STARKE & SAWALL, LLP 100 East Wisconsin Avenue, Suite 1100, Milwaukee, WI 53202
Signature	<i>Michael E. Taken</i>
Date	6/7/04

**CERTIFICATE OF MAILING**

I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail in an envelope addressed to: Commissioner for Patents, Mail Stop - Amendment - No Fee, P.O. Box 1450, Alexandria, VA 22313-1450 on the 7th day of June, 2004.

Typed or printed name	Jo Ann Kuczynski		
Signature	<i>Jo Ann Kuczynski</i>	Date	6-7-04